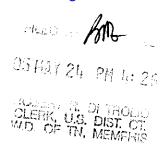
## UNITED STATES DISTRICT COURT WESTERN DISTRICT OF TENNESSEE Western Division



UNITED STATES OF AMERICA

-VS-

Case No. 2:05cr20186-B

**EARNEST MITCHELL** 

## ORDER OF TEMPORARY DETENTION PENDING HEARING¹ PURSUANT TO BAIL REFORM ACT

Upon motion of the Government, it is **ORDERED** that a detention hearing is set for **WEDNESDAY**, **MAY 25**, **2005** at **3:00 P.M.** before United States Magistrate **S. Thomas Anderson** in **Courtroom No. M-3**, **Ninth Floor**, United States Courthouse and Federal Building, 167 North Main, Memphis, TN TN. Pending this hearing, the defendant shall be held in custody by the United States Marshal and produced for the hearing.

Date: May 24, 2005

DIANE K. VESCOVO
UNITED STATES MAGISTRATE JUDGE

<sup>1</sup>If not held immediately upon defendant's first appearance, the hearing may be continued for up to three days upon motion of the government, or up to five days upon motion of the defendant. 18 U.S.C. § 3142(f)(2).

AO 470 (8/85) Order of Temporary Detention



A hearing is required whenever the conditions set forth in 18 U.S.C. § 3142(f) are present. Subsection (1) sets forth the grounds that may be asserted only by the attorney for the government; subsection (2) states that a hearing is mandated upon the motion of the attorney for the government or upon the judicial officer's own motion, if there is a serious risk that the defendant (a) will flee or (b) will obstruct or attempt to obstruct justice, or threaten, injure, or intimidate or attempt to threaten, injure, or intimidate a prospective witness or juror.



## **Notice of Distribution**

This notice confirms a copy of the document docketed as number 7 in case 2:05-CR-20186 was distributed by fax, mail, or direct printing on May 25, 2005 to the parties listed.

David Pritchard U.S. ATTORNEY'S OFFICE 167 N. Main St. Ste. 800 Memphis, TN 38103

PDA
FEDERAL PUBLIC DEFENDER
200 Jefferson Ave.
Ste. 200
Memphis, TN 38103

Honorable J. Breen US DISTRICT COURT